

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

MIDDLESEX, SS.	)	CIVIL ACTION No.
PREMIER CAPITAL, LLC,	)	03-CV-12497-NG
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
BEVERLY JOHNSON PENZELL, d/b/a	)	
Law Office of Kris E. Penzell	)	
and BEVERLY JOHNSON PENZELL, as	)	
Personal Representative of the	)	
Estate of Kris E. Penzell,	)	
	)	
Defendants.	)	

JOINT FILING RE PROPOSED SCHEDULING ORDER  
RESPECTING REMAINING DISCOVERY AND DISPOSITIVE MOTIONS

The plaintiff and defendant-in-counterclaim, Premier Capital, LLC ("Premier"), the defendant Beverly Johnson Penzell, as Personal Representative of the Estate of Kris E. Penzell, and defendant and plaintiff-in-counterclaim Beverly Johnson Penzell, d/b/a Law Office of Kris E. Penzell (collectively, "Penzell"), make this joint filing respecting proposed deadlines for completion of discovery and the filing of dispositive motions, pursuant to the direction of Magistrate Judge Collings.

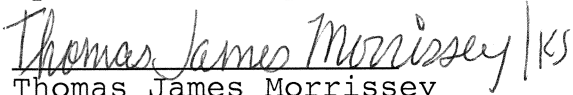
Premier and Penzell have not reached agreement respecting such deadlines, and accordingly, respectively propose as follows:

Premier: Discovery (including expert-related discovery) to close on September 30, 2007; dispositive motions, if any, to be filed on or before October 31, 2007.

Penzell: Discovery (including expert-related discovery) to close on April 30, 2007; dispositive motions, if any, to be filed on or before May 31, 2007.


PREMIER CAPITAL, LLC

By its attorney,

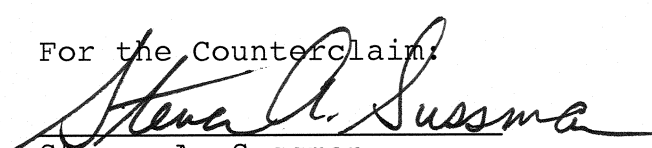
  
Thomas James Morrissey  
164 Strathmore Road, Suite 25  
Post Office Box 1336  
Brookline, MA 02446  
Tel.: (617) 787-3434

BEVERLY JOHNSON PENZELL,  
As Personal Representative  
of the Estate of Kris E.  
Penzell; BEVERLY JOHNSON  
PENZELL, d/b/a Law Office  
Of Kris E. Penzell

By her attorneys,

  
Catherine J. Savoie  
Joseph W. Corrigan  
Posternak, Blankstein  
& Lund LLP  
Prudential Tower  
800 Boylston Street  
Boston, MA 02199-8004  
Tel.: (617) 973-6151

For the Counterclaim:

  
Steven A. Sussman  
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Boston, MA 02108  
Tel.: (617) 973-4800

Dated: December 4, 2006